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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :
v. : 05 Cr. 888 (LAK) (ALL) (ECF)
JEFFREY STEIN, et al. : **NOTICE OF MOTION**
Defendants. :
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PLEASE TAKE NOTICE that upon the accompanying Memorandum Of Law In Support
Of Pre-Trial Motions Of Jeffrey Stein, and all prior pleadings and proceedings, Defendant
Jeffrey Stein will move this Court, before the Honorable Lewis A. Kaplan, United States District
Judge, at the United States Courthouse, 500 Pearl Street, Courtroom 12D, New York, New York
10007, at a date to be determined by the Court, or as soon thereafter as counsel may be heard, for
an Order (i) dismissing Counts Two through Forty of the Superseding Indictment for lack of
venue pursuant to Rule 18 of the Federal Rules of Criminal Procedure; (ii) severing Counts Two
through Forty of the Superseding Indictment and certain Defendants from Defendant Jeffrey
Stein pursuant to Rules 8(b) and 14(a) of the Federal Rules of Criminal Procedure; (iii)

compelling the government to provide Defendant Jeffrey Stein with a bill of particulars pursuant to Rule 7(f) of the Federal Rules of Criminal Procedure; and (iv) for such other and further relief as may be just, proper and equitable.

Dated: New York, New York
January 12, 2006

RICHARDS SPEARS KIBBE & ORBE LLP

By: /s/ David Spears
David Spears (DS-2720)

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